

STATE OF TEXAS       §  
COUNTIES OF ARANSAS   §  
SAN PATRICIO AND NUECES       §  
CITY OF ARANSAS PASS   §

On this the 2nd day of December, 2013 the City Council of the City of Aransas Pass convened in a Regular Meeting being open to the Public at the regular meeting place thereof in the City Hall and notice of said meeting giving the time, place, date and subject hereof having been posted and prescribed by Chapter 551 of the Texas Government Code with the following attendance to wit constituting a quorum.

PRESENT:                   Adan Chapa                   Mayor  
                              Billy Ellis                   Council Member  
                              Vickie Abrego               Council Member

ABSENT:                   Phillip Hyatt               Mayor Pro Tem  
                              Ramiro Gomez              Council Member

ADMINISTRATIVE  
PERSONNEL PRESENT:   Allen Lawrence               City Attorney  
                              Sylvia Carrillo              City Manager  
                              Yvonne Stonebraker       City Secretary

ADMINISTRATIVE  
PERSONNEL ABSENT:

STAFF PRESENT:        Bill Haines                   EMC/Admin. Coordinator  
                              Amanda Torres              Administrative Assistant  
                              Jon Pierre Gonzales       Head Meter Reader  
                              Eric Blanchard              Chief of Police  
                              Michael Holmes           Building Official  
                              Donna Cox                  Finance Director  
                              Ron Howe                   Municipal Court Judge

OTHERS PRESENT:       John LaRue/Port of Corpus Christi, Frank Brogan/Port of Corpus Christi, Thomas Estes, Ernie & Olivia Torres, Mike & Jan Moore, Carol Salinas, Charles McCrann/AFLAC, Debbi LeGross/AFLAC, Don Brummett, Annita West, Jim & Alpha Covington, David & Heather Bustos, Chris Coulter, Kyle Deal/AP Firefighter, Brandon Reade/AP Firefighter, E.J. Burris, Cecil Robles, and Patsy Lawrence.

*There may have been others present who did not sign in.*

1.   **CALL MEETING TO ORDER.**

Mayor Chapa called the meeting to order at 7:00 PM.

2.   **INVOCATION AND PLEDGE OF ALLEGIANCE TO THE UNITED STATES FLAG.**

Mayor Chapa gave the Invocation and led the Pledge of Allegiance to the United States Flag.

3.   **CONSENT AGENDA – “ALL OF THE FOLLOWING ITEMS ON THE CONSENT AGENDA ARE CONSIDERED TO BE ROUTINE BY THE CITY COUNCIL AND WILL BE ENACTED WITH ONE MOTION. THERE WILL BE NO SEPARATE DISCUSSION OF THESE ITEMS UNLESS A COUNCILMEMBER SO REQUESTS. IF DISCUSSION IS DESIRED, THAT ITEM WILL BE REMOVED FROM THE CONSENT AGENDA AND WILL BE CONSIDERED SEPARATELY”.**

- A. Consider and Act on Minutes of November 4, and November 18, 2013.
- B. Consider and Act on Ordinance No. 2013-4054 – An Ordinance of the City of Aransas Pass approving the rezoning of Lots 9 & 10, Block 237, City of Aransas Pass, Burton and Danforth Subdivision, 10.00 Acres, 225 W. Young Street, presently zoned Residential R7B District to Mobile Home District.
- C. Consider and Act on Ordinance No. 2013-4055 – An Ordinance of the City of Aransas Pass approving the rezoning of Outlot 19, Tract 3, 3.25 Acres, Aransas Pass, San Patricio County, Texas, from General Business (GB) to Heavy Commercial (HC).

Motion Made By: Council Member Ellis  
Seconded By: Council Member Abrego  
Votes: Aye \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_  
Nay: \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_

Discussion: City Secretary Stonebraker stated November 18, 2013 minutes needed to be removed from consent agenda because they were not completed by the time packets were sent out.

4. **PORT AUTHORITY STRATEGIC PLAN PRESENTATION. (15 MINUTE PRESENTATION, 10 MINUTE QUESTION AND ANSWER SESSION)**

Motion Made By: No motion necessary.  
Seconded By: \_\_\_\_\_  
Votes: Aye \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_  
Nay: \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_

- Discussion: Mr. John LaRue and Mr. Frank Brogan with the Corpus Christi Port Authority discussed higher demand for dock space, increasing ship/barge wait times, greater harbor congestion, conversion of facilities to higher value use, marketplace pressure to make decisions that may have a very long impact on public assets. Strategic plan needed to assess the period of fast-paced change and opportunity plan components, emphasis on maintaining channel and existing infrastructure, strengths, weaknesses and opportunities analysis for South Texas, commodity forecasts, assessment of current assets, identification of objectives to be completed in a 7-year horizon, Planning that would help guide decisions, Budgeting; Capital and Operating, Leasing, land use and potential for highest and best use, preservation of sites and corridors for future development.

5. **CONSIDER AND ACT ON AGGRESSIVE SOLICITATION ORDINANCE FOR THE CITY OF ARANSAS PASS.**

Motion Made By: Council Member Ellis  
Seconded By: Council Member Abrego  
Votes: Aye \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_  
Nay: \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_

Discussion: Police Chief Blanchard stated some people have expressed concerns about being approached at bank ATM's or outside of our local shopping points and asked for money. Some of these people will touch on a person to grab their attention, invade their personal space, and can even get overly aggressive or offense in the pursuit of gaining a free handout. Some larger cities have reported folks using this tactic as a regular source of income. Protect our residents, tourists, and/or other visitors from being hounded for freebies or handouts.

6. **CONSIDER AND ACT ON A SEX OFFENDER ORDINANCE FOR THE CITY OF ARANSAS PASS.**

Motion Made By: Council Member Abrego  
Seconded By: Council Member Ellis  
Votes: Aye \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_  
Nay: \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_

Discussion: Chief Blanchard stated the ordinance would place residence restrictions on registered sexual offenders who register for a sexual offense against a child. The goal of this ordinance was to assist in limiting the threat against our community's children as it pertains to the potential of sexual violence from reoffending sexual offenders. He stated several communities across the State and the Nation have adopted various forms of sex offender residency restriction ordinances. The idea is that creating these restrictions will assist in preventing offenders from re-offending and protect children within our community from becoming a victim. Further, the ordinance would restrict child sexual offenders from residing together or within close proximity of each other.

7. **CONSIDER AND ACT ON A CELL PHONE ORDINANCE AND CHANGES TO PERSONNEL POLICY RELATING TO CELL PHONE ORDINANCE FOR THE CITY OF ARANSAS PASS.**

Motion Made By: Council Member Abrego  
Seconded By: Council Member Ellis  
Votes: Aye \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_  
Nay: \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_

Discussion: Chief Blanchard stated the ordinance would assist in protecting motorists and providing safe streets for both vehicular and pedestrian traffic. Many accidents are caused nationwide by drivers who are not paying attention while driving because they are distracted by another stimulus inside their vehicle. Texting and driving poses an even greater risk to motorist, especially since texting is becoming the new preferred method for quick and concise communications among folks today. Creation of this ordinance will force motorists to concentrate on driving, when they are operating a motor vehicle as opposed to multitasking this form of distraction.

8. **CONSIDER AND ACT ON A RESOLUTION AMENDING AUTHORIZED REPRESENTATIVES FOR TEXPOOL PARTICIPANT SERVICES.**

Motion Made By: Council Member Abrego  
Seconded By: Council Member Ellis  
Votes: Aye \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_  
Nay: \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_

Discussion: City Manager Carrillo stated the purpose of the agenda item is to change the authorized representatives allowed to transmit funds for investment in TexPool/TexPool Prime Investment Services. She stated the new representatives with access to TexPool would include Sylvia Carrillo (City Manager), Yvonne Stonebraker (City Secretary), Donna Cox (Finance Director), and Sharon Cobb (Assistant Finance Director).

9. **CONSIDER AND ACT ON AN EMPLOYEE HOLIDAY PARTY AT THE ARANSAS PASS CIVIC CENTER ON TUESDAY, DECEMBER 10, 2013 FROM 11 A.M. TO 1 P.M.**

Motion Made By: Council Member Ellis  
Seconded By: Council Member Abrego  
Votes: Aye \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_  
Nay: \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_

Discussion: No discussion.

10. **CONSIDER AND ACT ON FINAL PAYMENT TO JOURNAL COMMUNICATIONS, INC FOR \$2,260.00 USING HOTEL/MOTEL FUNDS FOR THE 2014 EDITION VOLUME 7 OF THE COASTAL BEND ECONOMIC DEVELOPMENT MAGAZINE.**

Motion Made By: \_\_\_\_\_  
Seconded By: \_\_\_\_\_  
Votes: Aye \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_  
Nay: \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_

Discussion: City Manager Carrillo stated the City of Aransas Pass has placed an advertisement that is featured on the inside front cover of the publication *Coastal Bend Economic Development*, which is distributed through the Corpus Christi Regional Economic Development Corporation. Half of the cost of the advertising has been already been paid for. City staff asks for the use of HOT funds to pay for the remaining amount due: \$2,260.00. \$25,000 in the fund is designated for In House Promotions – Advertising & Promotional.

11. **CONSIDER AND ACT ON A REQUEST TO USE HOTEL/MOTEL FUNDS NOT TO EXCEED \$20,000 FOR THE ROCK THE DOCK BOAT SHOW TO BE HELD APRIL 4-6, 2014.**

Motion Made By: Council Member Abrego  
Seconded By: Motion died for lack of second.  
Votes: Aye \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_

Nay: \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_

Discussion: No discussion.

12. **CONSIDER AND ACT ON SAN PATRICIO MUNICIPAL WATER DISTRICT RATE INCREASE.**

Motion Made By: Council Member Ellis

Seconded By: Council Member Abrego

Votes: Aye \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_

Nay: \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_

Discussion: City Manager Carrillo stated San Patricio Municipal Water District has given notice to the City that it will be raising its rates by \$0.25/1000 gallons per customer effective January 1, 2014. Increases amount to \$0.27/1000 gallons per customer. The SPMWD will absorb \$0.02/1000 gallons of the increases. The total increase will amount to \$2 per month for an average consumer using 8,000 gallons per month.

13. **CONSIDER AND ACT ON AN AMENDMENT TO THE MAY 6, 2013 MINUTES, REGARDING AGENDA ITEM 10, IN REGARDS TO THE REQUEST FOR REIMBURSEMENT FROM THE SAN PATRICIO DRAINAGE DISTRICT IN THE AMOUNT OF \$215,611 FOR THE PURCHASE AND MAINTENANCE OF STORM WATER PUMPS AND RELATED EQUIPMENT TO PROVIDE FOR ADEQUATE FLOOD PROTECTION TO THE CITIZENS OF ARANSAS PASS.**

Motion Made By: Council Member Abrego

Seconded By: Council Member Ellis

Votes: Aye \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_

Nay: \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_

Discussion: City Manager Carrillo stated on the May 6, 2013 minutes, it states "pumps located at Goodnight Avenue and Maddox Street needed repair work and the structures housing the pumps also needed to be repaired". She stated Maddox Street should have been Euclid Street.

14. **BUDGET UPDATE BY FINANCE DIRECTOR DONNA COX.**

Motion Made By: No motion necessary.

Seconded By: \_\_\_\_\_

Votes: Aye \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_

Nay: \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_

Discussion: Finance Director Cox stated all department heads expenses were in line, the financials only included October and November because she was still in the process of straightening up her office and the Aransas Pass Civic Center had planned parties for December.

15. **CITY MANAGER UPDATES: SKATE PARK FOR CITY OF ARANSAS PASS, RESULTS OF NUECES COUNTY APPRAISAL DISTRICT ELECTION**

City Manager Carrillo discussed options for skate park equipment for the City of Aransas Pass, i.e. donations, sponsorships, etc., and Ms. Kim Gutierrez being elected to the Nueces County Appraisal District.

16. **CITIZENS' COMMENTS**

Name: Charles McCrann

Address: Corpus Christi, TX

Concern: AFLAC

Departments Affected: All department – Supplemental Insurance

Discussion: Wanted to remain the City of Aransas Pass' supplemental insurance provider. AFLAC did not submit an RFP to the City of Aransas Pass.

Name: Debbi LeGross

Address: Corpus Christi, TX

Concern: AFLAC  
Departments Affected: All department – Supplemental Insurance  
Discussion: Ms. LeGross had contacted Sandy Roddel (Ex finance Director) about submitting an RFP and Ms LeGross stated Ms. Roddel told her (LeGross) that the RFP did not pertain to supplement insurance.

Name: Carol Salinas  
Address: Aransas Pass, TX  
Concern: November 13, 2013 Planning & Zoning meeting  
Departments Affected: Inspection Dept.  
Discussion: Ms. Salinas stated during the November 11, 2013 Planning and Zoning meeting, Mr. Jerry Moore approached the board to rezone from General Business to Heavy Industrial so Mr. Moore could expand his boat barn business. Ms. Salinas' concern was the address listed on the agenda was 1500 S. Commercial. Mr. Moore's address is 1302 S. Commercial.

City Manager Carrillo stated the building department had to use the address listed with the San Patricio County Appraisal District and 1500 S. Commercial was the address they had.

17. **RECESS OPEN MEETING AND RETIRE TO EXECUTIVE SESSION PURSUANT TO CHAPTER 551 OF TEXAS GOVERNMENT CODE.**

Passed - Council did not recess into executive session.

A. Section 551.072 – Deliberations Regarding Real Property – Conn Brown Harbor – Harbor Real Estate / Letter of Support

18. **RECONVENE OPEN MEETING AND CONSIDER AND ACT ON FINDINGS OF EXECUTIVE SESSION**

A. Section 551.072 – Deliberations Regarding Real Property – Conn Brown Harbor – Harbor Real Estate / Letter of Support

Motion Made By: \_\_\_\_\_  
Seconded By: \_\_\_\_\_  
Votes: Aye \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_  
Nay: \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_

Discussion: None

19. **ADJOURNMENT OF MEETING.**

Motion Made By: Council Member Ellis  
Seconded By: Council Member Abrego  
Mayor Adjourned Meeting at 8:43 PM

\_\_\_\_\_  
Adan Chapa, Mayor

ATTEST:

\_\_\_\_\_  
Yvonne Stonebraker, City Secretary